S.B.Cr.Misc. Bail App. No.4618/2007

(Naresh Vs. State of Rajasthan)

Date of order : December 07, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Shambhoo Singh, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well as the challan papers. I have gone through the statement of the prosecutrix aged 27 years.

It is contended by the learned counsel for the petitioner that it was the prosecutrix, who on her own accord went with the petitioner and stayed with him, they visited to various places, more particularly for about 10-15 days at Jaipur. Learned counsel has invited my attention to the statement of Subhash Sharma, Manager of Purnima Guest House, Nathdwara, wherein he has stated that a man and a girl came to his Guest House and the girl stated that she is wife of the petitioner.

Be that as it may, without commenting on the merit of the case having regard to the facts and circumstances of the case and taking into account the oral arguments advanced by both

the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Naresh s/o Rama Bunkar be released on bail in FIR No.123/2007, P.S. Sagwara (Dungarpur) provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-